

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT NO. 919

700-0080

This agreement made and entered into, by and between the State of Illinois acting by and through the Illinois Commerce Commission, hereinafter referred to as the "COMMISSION", the Illinois Central Railroad Company, hereinafter referred to as "COMPANY", Randolph County, hereinafter referred to as "COUNTY", and the State of Illinois, Department of Transportation, hereinafter referred to as the "DEPARTMENT".

WITNESSETH:

WHEREAS, it has come to the attention of the COMMISSION by application for Grade Crossing Protection Funds that inquiry should be made into the matter of improving public safety at the crossing of the COMPANY's track with a public highway known as Eden Road (CH16) located southeast of Sparta, Randolph County, Illinois, designated as crossing AAR/DOT 294 796K, milepost 588.30-MM; and

WHEREAS, proper investigation has been made of the circumstances surrounding the aforesaid crossing by a staff member of the COMMISSION's Transportation Division, Railroad Section; and

WHEREAS, the physical aspects, including geometrics of the intersection, train movements, vehicular traffic volume, and sight distances and all other pertinent data relating to the crossing have been obtained and shown on Exhibit A, attached to the Agreement; and

WHEREAS, the parties are mutually agreeable to accomplish the proposed improvements upon a determination of COMMISSION by Order.

NOW, THEREFORE in consideration of the premises and of the mutual covenants and agreements as hereinafter contained the parties pray that the COMMISSION enter an Order according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law requiring that certain improvements as hereinafter stated be made and that the cost for the proposed improvements be divided among the parties according to law and that in the interest of the statewide traveling public the Grade Crossing Protection Fund of the Motor Fuel Tax Law be required to bear a substantial portion of the cost; To Wit the parties agree as follows:

Section 1 All improvements encompassed by this Agreement shall be made in accordance with all applicable State laws, rules, standards, regulations and orders and procedures in general.

DOCKETED

Section 2 The parties are of the opinion that the proper improvements in the interest of public safety at the aforesaid crossing should be:

- (a) The widening of the existing Eden Road (CH16) pavement from twenty-two (22) feet to twenty four (24) feet with six (6) foot shoulders.
- (b) The widening of the crossing surface from 48 feet to 56 feet to accommodate the roadway widening.
- (c) The relocation of the existing signal masts to accommodate said roadway widening. The new location of the signal masts shall comply with the 92 Illinois Administrative Code, Part 1535 and the Manual on Uniform Traffic Control Devices.

Section 3 The COMPANY and the COUNTY have prepared preliminary estimates of cost to accomplish the proposed improvements which it may be required to perform. Said estimates are attached as Exhibits B-1, B-2 and B-3. The COMPANY and the COUNTY shall upon Order according to the requirements contained therein prepare detailed drawings, detailed circuit plans, estimates of cost and any required specifications for the proposed improvements for the approval of the COMMISSION and the DEPARTMENT.

Section 4 The COMPANY and the COUNTY shall upon Order, according to the requirements contained therein, proceed toward the completion of the proposed improvements, accomplishing the work with its own forces or appropriate contracted services and agrees that an appropriate time for the submission of plans should be 30 days and for the completion of the proposed improvements should be twelve (12) months, from the date of COMMISSION Order subsequent to this Agreement.

Section 5 The parties hereto agree that an equitable division of cost for the proposed improvements should be:

- (a) The cost to perform the work set forth in Section 2(a), as well as the cost of future maintenance and operations, shall be borne by the COUNTY.
- (b) The cost to perform the work set forth in Section 2(b), estimated to be \$22,971.28, shall be allocated 100% of the actual cost, in an amount not to exceed \$22,971.28, to the COUNTY, with all remaining costs, as well as the cost of future maintenance and operations to the borne by the COMPANY
- (c) The cost to perform the work set forth in Section 2(c), estimated to be \$15,700, shall be allocated 50% of the actual cost, in an amount not to exceed \$7,850, to the Grade Crossing Protection Fund, and 50% of the actual cost, in an amount not to exceed \$7,850, to the COUNTY, with all remaining costs, as well as the cost of future maintenance and operations, to the borne by the COMPANY.
- (d) The COUNTY shall bear the expense for the installation and maintenance of advance warning signs in compliance with 92 Illinois Administrative Code, Part 1535

Section 6 The COUNTY is financially able and willing to bear an equitable portion of the cost for the proposed improvements as may be assigned by the Order and indicates this intent by Resolution attached as Exhibit C.

Section 7

Special Provisions:

The COMPANY and the COUNTY shall file a written report with the Director of Processing and Information, within fifteen (15) days of the conclusion of each calendar quarter, stating the status of expenditures for the project and the percentage of completion of the project; if the project is behind schedule the report must include a brief explanation of the reason(s) for the delay.

All bills for expenditures authorized to be reimbursed from the Grade Crossing Protection Fund shall be submitted to Mr. Henry Cronister, Illinois Department of Transportation, Central Bureau of Local Roads and Streets, 2300 South Dirksen Parkway, Springfield, Illinois 62764. The DEPARTMENT shall submit a copy of all bills submitted to the Director of Processing and Information, Transportation Division of the COMMISSION. The final bill for expenditures from each party shall be clearly marked "Final Bill". All bills shall be submitted to the DEPARTMENT no later than twenty four (24) months from the date of COMMISSION Order subsequent to this Agreement. The DEPARTMENT shall, at the end of the 24th month from the COMMISSION's Order date, de-obligate all residual funds accountable for installation cost for this project.

The COMPANY and the COUNTY shall within ninety (90) days of the date of COMMISSION's Order, subsequent to this Agreement, submit to the Director of Processing and Information, Transportation Division of the COMMISSION, the name, title, mailing address, phone number and facsimile number of the project manager.

Section 8 This Agreement shall be binding upon the parties hereto, their successors or assigns. Upon execution of this Agreement by all parties, the COMMISSION shall enter an appropriate order, within 60 days accepting or rejecting such stipulation according to the provisions contained herein.

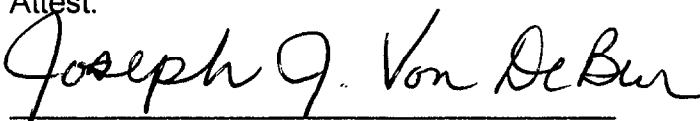
In Witness Whereof, the parties have caused this Agreement to be executed by their duly authorized officers, as of the dates indicated herein.

Executed by the COMMISSION this 20TH day of June, 2000.



Michael E. Stead
Rail Safety Program Administrator

Attest:



Joseph J. VonDeBur,
Railroad Safety Specialist

Illinois Commerce Commission Stipulated Agreement No. 919 concerning improvements at the Eden Road/CCH16 grade crossing of the Illinois Central Railroad Company tracks located southwest of Sparta, Randolph County, Illinois, designated as crossing AAR/DOT 294 796K, milepost 588.30-MM.

Executed by the COUNTY this 26th day of June 2000.

RANDOLPH COUNTY

By: Becky McClure
Becky McClure
County Chairperson

Attest:

William E. Rabe
William E. Rabe
County Clerk

Illinois Commerce Commission Stipulated Agreement No. 919 concerning improvements at the Eden Road/CCH16 grade crossing of the Illinois Central Railroad Company tracks located southwest of Sparta, Randolph County, Illinois, designated as crossing AAR/DOT 294 796K, milepost 588.30-MM.

Executed by the DEPARTMENT this 28TH day of JULY 2000.

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: 
Director of Highways

Illinois Commerce Commission Stipulated Agreement No. 919 concerning improvements at the Eden Road/CCH16 grade crossing of the Illinois Central Railroad Company tracks located southwest of Sparta, Randolph County, Illinois, designated as crossing AAR/DOT 294 796K, milepost 588.30-MM.

Executed by the COMPANY this 14 day of Aug 2000.

ILLINOIS CENTRAL RAILROAD
COMPANY

By: 

Attest:

Nadine Marshall

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT SURVEY FORM

RR/Line: Illinois Central Railroad Company Milepost: 588.24-M Inventory #: 294 796K
City: southeas of Eden Street: Eden Road/CH 16 County: Randolph
Jurisdiction: Randolph County Urban: Rural: X Agricultural: X Residential: X
Street Surface: Bituminous Width: 22 ft. Condition: Good
Angle: 55° Tracks Tangent: Yes Degree of Curve: 0 Superelevation: No
Depth of Cut: None Height of Fill: 4-5 ft.

Crossing Surface

Track Centers	Elevation	Track	Type	Width	Condition
		<u>Main</u>	<u>Sectional Timber</u>	<u>48 ft.</u>	<u>Good</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

Intersecting Roads: Pierce Lane, 46 ft. north

Traffic Control Devices Present: Stop sign on Pierce Lane.

ADT: 2000 vehicles per day Speed: 55 mph (not posted) Statewide: Yes

School Buses: Yes Hazardous Materials: Yes Other:

Rail Traffic: Freight. 6 @ 25 mph Pass.: 0 @ 0 mph Switch: No

Simultaneous Movements: No Daylight and Dark: Yes

Present Protection: Mast mounted automatic flashing light signals, bell (NW), 2 sidelights (NW)

Advance Warning Signs: Both directions Pavement Marking: No

Visibility Study

Quad	Clearing Visibility	Obstruction	Stopping Visibility	Obstruction
NE	_____	_____	_____	_____
NW	_____	_____	_____	_____
SE	_____	_____	_____	_____
SW	_____	_____	_____	_____

Approach Grades

East/North	_____	%	_____	%	_____	%
West/South	_____	%	_____	%	_____	%

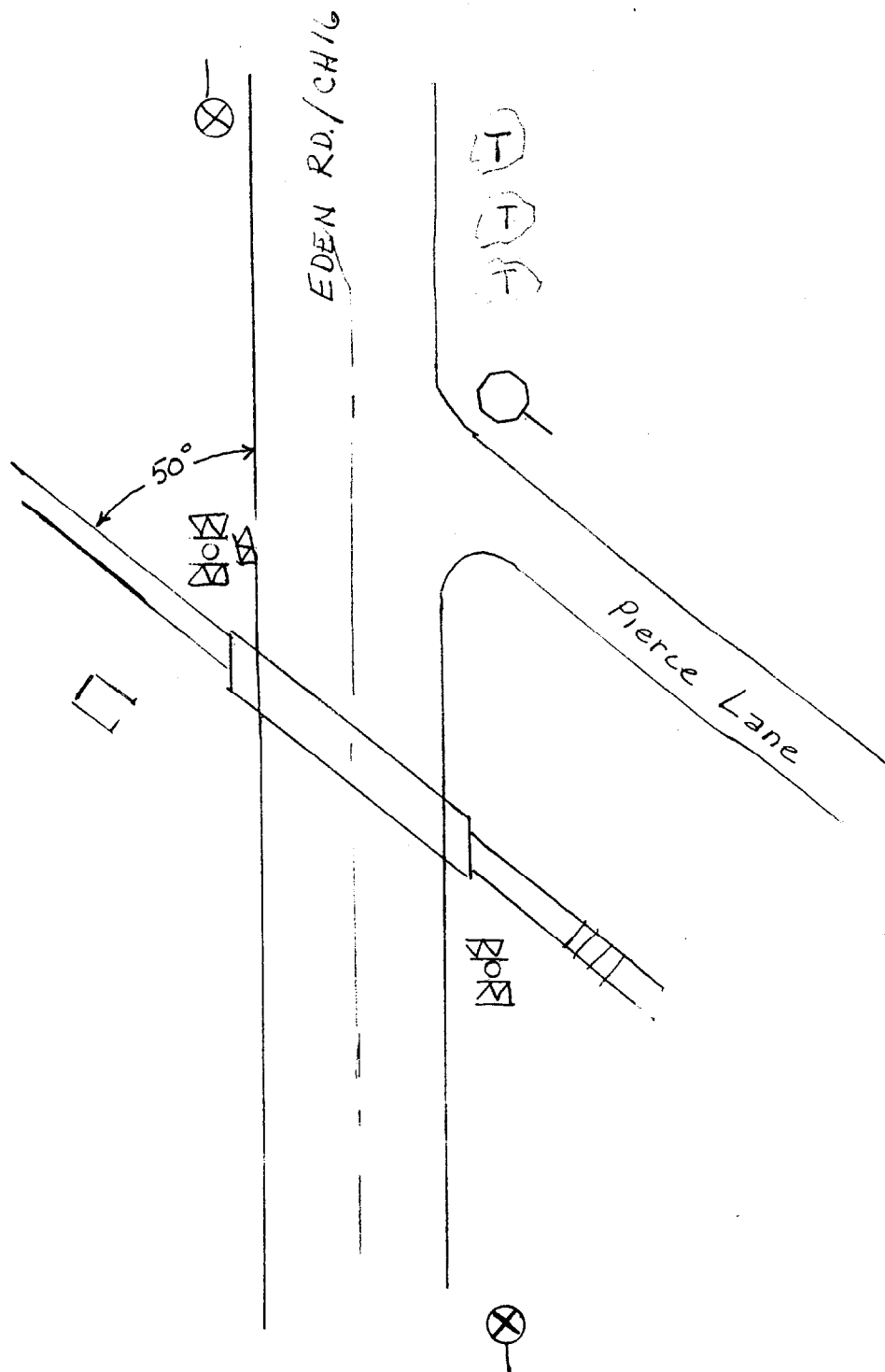
COMMENTS:

Project was initiated by a Grade Crossing Protection Fund At-Grade Application form. Randolph County Highway Department plans to widen Eden Road/CH16 by the end of the 2000 construction season. The existing 22 foot roadway (driving width) will be widened to 36 feet (2, 12 foot driving lanes and 2, 6 foot shoulders).

The proposed cost division:

WORK TYPE	ICC	IDOT	ICRR	COUNTY
ROADWAY	0%	0%	0%	100%
CROSSING SURFACE	0%	0%	0%	100%
CROSSING SIGNALS	50%	0%	0%	50%

SKETCH OF CROSSING: DOT 294 796K



9-MAR-2000

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ILLINOIS CENTRAL RAILROAD
OFFICE OF ENGINEER-TRACKSPARTA, IL.
V.S. IL-11SPARTA DISTRICT
M.P. MM 58MIDWEST DIVISION
FILE MM589/3INSTALL 56-FT KOPPERS CROSSING AT EDEN ROAD (DOT# 294 796 K) WITH ROADWAY
CLOSED TO VEHICULAR TRAFFIC.

2000 PRICES

ESTIMATED QUANTITIES NOT TO BE USED TO REQUISITION MATERIAL

COST CODE	DESCRIPTION	UNIT COST	QUANTITY	UNIT	TOTAL COST
=====					
FHPM					

ADDITIONS AND BETTERMENTS					

	RAIL NEW	474.00	3.06	N.T.	1450.44
	JOINT WELDS - FIELD	38.80	4.00	JTS.	155.20
	FIELD WELD RAIL JOINTS	17.73	18.00	M.H.	319.14
	XING MATL - SOLID TIMBER	66.63	56.00	T.F.	3731.28
	INSTALL XING SOLID TIM	17.73	84.00	M.H.	1489.32
	FRT, CO MATL	0.03	3092.04	TNMI	92.76
	ENGINEERING	500.00	1.00	L.S.	500.00
	PER DIEM	52.00	12.75	M.D.	663.00
	TIE CREO CROSS 7"X9"X8'6 OAK	30.07	53.00	EACH	1593.71
	CHANGE OUT CROSS TIES	17.73	31.80	M.H.	563.81
	RAIL ANCHORS 115#-112#	0.64	114.00	EACH	72.96
	SPIKES TRACK 6"X5/8"	51.81	0.77	KEG	39.89
	CHANGE OUT RAIL	17.73	12.00	M.H.	212.76
	BALLAST CRUSHED STONE	7.40	76.98	C.Y.	569.65
	UNLOAD BALLAST	17.73	12.71	M.H.	225.35
	WORK TRAIN BALLAST - CO	1518.00	0.15	DAY	227.70
	RAISE - SURFACE TRACK	17.73	72.00	M.H.	1276.56
	STRIP TRACK	17.73	22.80	M.H.	404.24
	FRT, CO MATL	0.03	27793.12	TNMI	833.79
	PER DIEM	52.00	18.91	M.D.	983.32

MATERIAL	7613.13	
SALES TAX 0.05		380.66
HANDLING 0.0610		487.62
LABOR	4491.18	
ENGINEERING		500.00
ACCOUNTING		62.39
OTHER	1154.25	
COMPOSITE ADD. - DIRECT LABOR		3956.68
COMPOSITE ADD. - ENGIN + ACCT LABOR		468.41
SUBSISTENCE		1646.32
RENTAL OF EQUIPMENT		748.68
CONTINGENCIES		0.00

SUB-TOTAL A&B		21509.32

BASE OPERATING EXPENSES

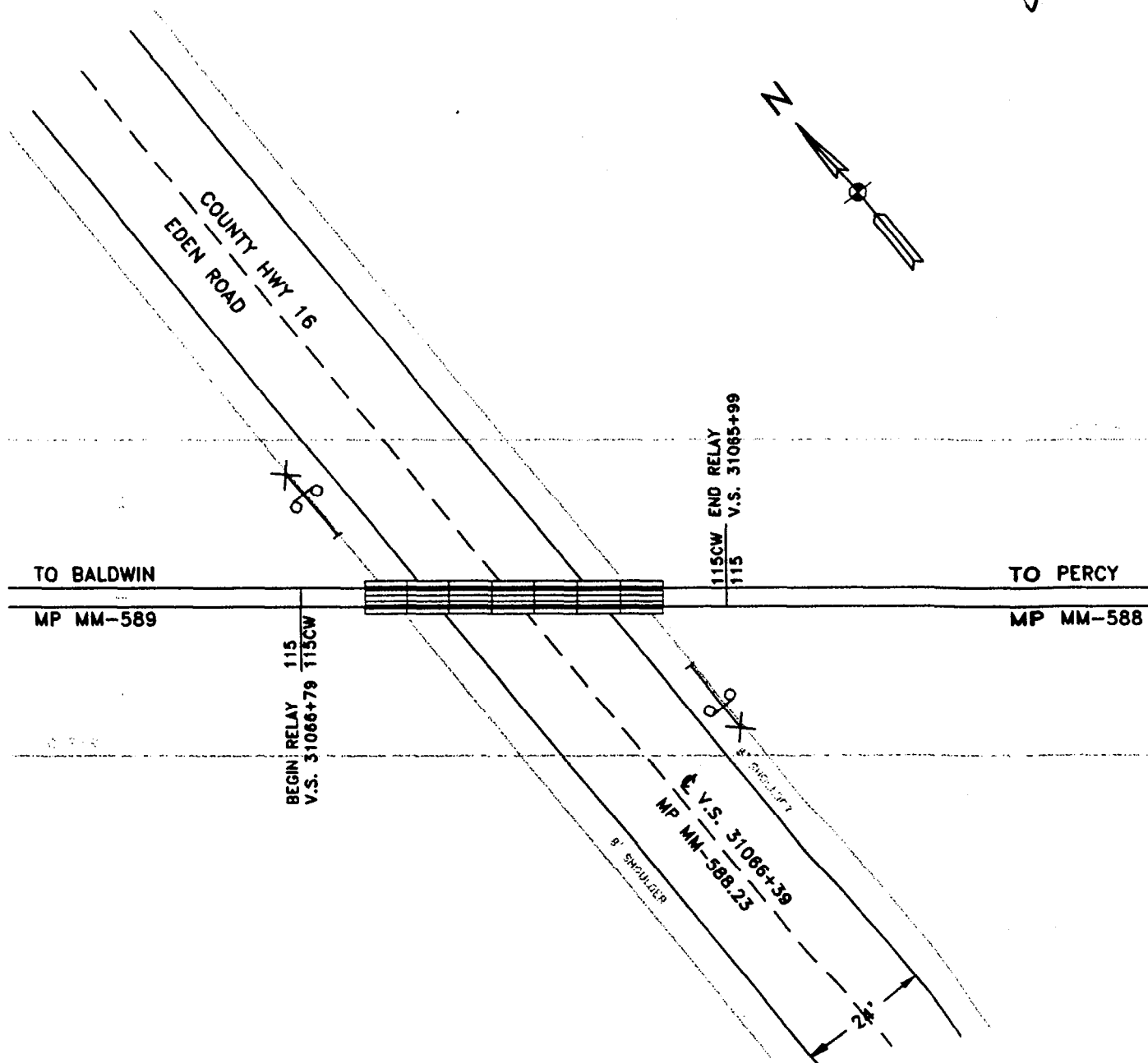
REMOVE XING FDST	17.73	36.00 M.H.	638.28
PER DIEM	52.00	4.50 M.D.	234.00
MATERIAL		0.00	
SALES TAX 0.05			0.00
HANDLING 0.0610			0.00
LABOR		638.28	
ENGINEERING			0.00
ACCOUNTING			7.98
OTHER		0.00	
COMPOSITE ADD. - DIRECT LABOR			563.11
COMPOSITE ADD. - ENGIN + ACCT LABOR			6.65
SUBSISTENCE			234.00
RENTAL OF EQUIPMENT			95.74
CONTINGENCIES			0.00

SUB-TOTAL BASE			1545.76
TOTAL A&B, DEP. CAP. AND BASE			23055.08


SALVAGE VALUE MATERIAL RELEASED

RAIL SCRAP	SC	50.00	2.75 N.T.	137.50
ANGLE BARS 115# 36"	SC	3.22	6.00 PAIR	19.32
LESS HANDLING 0.15				-23.52

S. TOTAL SALVAGE				133.30
S. TOTAL NET ESTIMATED COST				22921.78

WORK ITEMS

- REMOVE 48' KOPPERS TIMBER X-ING SURFACE
- STRIP 80 TF
- 100% TIE RENEWAL THRU X-ING (53 EA.)
- RELAY 80 TF OF 115# NEW CW RAIL, RELIEVING 80 TF OF 115# JOINTED SCRAP
- FIELD WELDS - 4 EA.
- INSTALL 56 FT. KOPPERS TIMBER X-ING SURFACE
- RAISE AND SURFACE 200 TF
- APPROACH WORK (BY COUNTY)
- TRAFFIC CONTROL (BY COUNTY)

Revisions			GULF DIVISION	
Date	By		SPARTA DISTRICT	
			near SPARTA, IL	
			LOCATION	
		IMPROVEMENTS TO COUNTY HWY 16 (EDEN ROAD) GRADE CROSSING DOT# 294 796K, MP MM-588.23		
		OFFICE OF FIELD ENGINEER		
Sheet		Drawn by: JCB	Scale: 1"=30'	Dwg. No.
1 of 1		Chkd. by: JCB	Date: 02-04-00	File No. EdenCH16